

**DEPARTMENT OF TRANSPORTATION
BOARD FOR CORRECTION OF MILITARY RECORDS**

Application for Correction
of Coast Guard Record of:

BCMR Docket
No. 1997-025 TA

TECHNICAL AMENDMENT TO FINAL DECISION

[REDACTED]

This is a proceeding to consider a technical or clarification amendment pursuant to § 52.73 of the Rules of the BCMR. This amendment was requested by the Chief, Office of Military Justice (LMJ), U.S. Coast Guard (CG).

The BCMR in No. 1997-025, awarded relief to the applicant, including the following: "If selected by the 1997 [LT] selection board, applicant's date of rank, pay, and allowances would be effected as [if] he had been promoted as a result of the 1992 LT Selection Board." As a result of the corrections made to his record, the applicant was selected for promotion to LT by the 1997 LT Selection Board.

In 1998, the applicant was selected for promotion to LCDR by the 1998 LCDR Selection Board with a date of rank of June 1, 1999. If the applicant had had an error-free record, he would have gone before the 1997 LCDR Selection Board instead and would have had a date of rank of January 1, 1999.

The Coast Guard asked the Board to issue a technical amendment that would allow the Coast Guard to authorize the applicant's back pay, allowance and date of rank to January 1, 1999. That date is based on "where his former peers are now" and is requested in lieu of asking the applicant to submit another BCMR application.

FINDINGS AND CONCLUSION

The Coast Guard is correct that the applicant's day of back pay and allowances and date of rank as LCDR should be January 1, 1999. A technical amendment to achieve that result should be adopted and implemented.

TECHNICAL ADDITION TO ORDER

Amend the Order in the Final Decision in the case of [REDACTED]
[REDACTED] adding the following paragraph (d):

(d) Further, if as a result of the above corrections, the applicant is selected by the August 1998 LCDR Selection Board, applicant's date of rank, pay, and allowances to O-4 would be effected as if he had been promoted to O-4 with his original service peers.

